



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
vs.
OLIVER Chappois
Defendant.

CASE NO. *14-325M*

ORDER OF DETENTION

I

A. ☒ On motion of the Government in a case allegedly involving:

1. ☐ a crime of violence.
2. ☐ an offense with maximum sentence of life imprisonment or death.
3. ☐ a narcotics or controlled substance offense with maximum sentence of ten or more years.
4. ☐ any felony - where defendant convicted of two or more prior offenses described above.

5. ☒ A complaint for extradition

5. () any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C. § 2250.

B. (~~A~~) On motion by the Government/ () on Court's own motion, in a case allegedly involving:

(✓) On the further allegation by the Government of:

1. (✓) a serious risk that the defendant will flee.

2. () a serious risk that the defendant will:

a. () obstruct or attempt to obstruct justice.

b. () threaten, injure or intimidate a prospective witness or juror, or attempt to do so.

C. The Government (✓) is/ () is not entitled to a rebuttable presumption ^{that bail is not appropriate absent special circumstances.} ~~that no condition or combination of conditions will reasonably assure the defendant's appearance as required and the safety of any person or the community.~~

II

A. (✓) The Court finds that no condition or combination of conditions will reasonably assure:

1. (✓) the appearance of the defendant as required.

() and/or

2. () the safety of any person or the community.

B. () The Court finds that the defendant has not rebutted by sufficient evidence to the contrary the presumption provided by statute.

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III

The Court has considered:

- A. the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device;
- B. the weight of evidence against the defendant;
- C. the history and characteristics of the defendant; and
- D. the nature and seriousness of the danger to any person or the community.

IV

The Court also has considered all the evidence adduced at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation.

V

The Court bases the foregoing finding(s) on the following:

- A. (✓) As to flight risk:

No special circumstances exist, & the risk of flight is great.
Δ allegedly did not attend his own trial in Switzerland, even
though given proper notice. He allegedly defrauded many
investors, & his funds are overseas. He has no ties here, &
was apprehended only during a brief stop-over. There are no
apparent resources for bail. He's used an alias, &
 even though it's clear citizenship is elsewhere - but not clear
 where it is.

1 B. () As to danger:
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9 VI

10 A. () The Court finds that a serious risk exists the defendant
11 will:

12 1. () obstruct or attempt to obstruct justice.

13 2. () attempt to/ () threaten, injure or intimidate a
14 witness or juror.

15 B. The Court bases the foregoing finding(s) on the following:
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20 VII

21 A. IT IS THEREFORE ORDERED that the defendant be detained prior
22 to ~~trial~~ *the anticipated extradition hearing*.

23 B. IT IS FURTHER ORDERED that the defendant be committed to the
24 custody of the Attorney General for confinement in a corrections
25 facility separate, to the extent practicable, from persons
26 awaiting or serving sentences or being held in custody pending
27 appeal.
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1 C. IT IS FURTHER ORDERED that the defendant be afforded
2 reasonable opportunity for private consultation with counsel.

3 D. IT IS FURTHER ORDERED that, on order of a Court of the United
4 States or on request of any attorney for the Government, the
5 person in charge of the corrections facility in which defendant
6 is confined deliver the defendant to a United States marshal for
7 the purpose of an appearance in connection with a court
8 proceeding.

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11 DATED: 2/20/14


12 RALPH ZAREFSKY
13 UNITED STATES MAGISTRATE JUDGE

14 S:\RZ\CRIM\Dtn Ord (Sept 06).wpd
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